IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3737 OF 1991

Shantabai Mahadeo Kamathe,
since deceased through her
heir and legal representative
Ramchandra Mahadeo Kamathe ..Petitioner

versus

Mahadeo Waman Mulik ..Respondent

Mr. Sandeep Pathak h/f. Mr. A. V. Anturkar for the Petitioner.

Ms. Smita Mane h/f. Mr. P.B. Shah for the Respondent.

CORAM : D. G. DESHPANDE, J.

DATE : 9TH OCTOBER, 2006

P.C. :

1. Mr. Sandeep Pathak h/f. Mr. A. V. Anturkar for the petitioner states that they have returned the brief to the petitioner long back. As against this, counsel for the respondent states that by letter dated 12.1.2005, Mr. Anturkar was informed that the sole respondent has died on 28.9.2003. In the said letter the names of other heirs were given and it was accompanied by copy of

the death certficate. Letter dated 12.1.2005 is taken on record and marked ’X’ for identification.

2. Admittedly and obviously nothing is done by the Petitioner to bring heirs and legal representatives of the sole respondent on record from 12.1.2005 till this date, therefore, Petition is dismissed. Rule is discharged. Ad interim order, if any stands vacated.

(D.G. DESHPANDE, J.)